

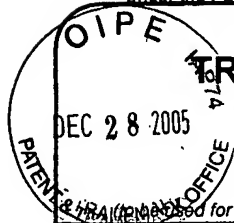
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PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031  
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TRANSMITTAL  
FORM

Application Number	10/628,792
Filing Date	07/28/2003
First Named Inventor	Jon A. Wolff
Art Unit	
Examiner Name	
Attorney Docket Number	Mirus.040.01

Total Number of Pages in This Submission

10

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Mirus Bio Corporation		
Signature	<i>Kirk Ekena</i>		
Printed name	Kirk Ekena		
Date	12/28/2005	Reg. No.	56,672

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature	<i>Kirk Ekena</i>		
Typed or printed name	Kirk Ekena	Date	12/28/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/628,792  
Applicants : Jon A. Wolff  
Filed : 07/28/2003  
Art Unit :  
Examiner :

Docket No. : Mirus.040.01

For: **Delivery of Molecules and Complexes to Mammalian Cells in Vivo**

Commissioner of Patents  
PO Box 1450  
Alexandria, VA 2231-1450

INFORMATIONAL STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. 1.56, applicant hereby calls to the attention of the Patent and Trademark Office the publications listed on the attached PTO 1449.

No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

US patent publication

<u>Patent No.</u>	<u>Applicant</u>	<u>date</u>
US 2001/0009904	Wolff et al	July 26, 2001

### REFERENCES CITED

Song J et al. "Influence of Injection Site, Microvascular Pressure and Ultrasound Variables on Microbubble-mediated Delivery of Microspheres to Muscle." J. Am. Coll. Cardiol. 2002 Vol. 39 No. 4, p. 726-731.

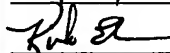
Applicant respectfully requests that these publications be expressly considered during the prosecution of this application and made of record herein and appear among the 'References Cited' on any patent to issue herefrom.

Respectfully submitted,

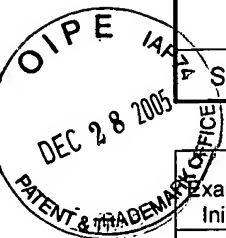


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Kirk Ekena



<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				<i>Application Number</i>	<b>10/628,792</b>
				<i>Filing Date</i>	<b>07/28/2003</b>
				<i>First Named Inventor</i>	<b>Jon A. Wolff</b>
				<i>Art Unit</i>	
				<i>Examiner Name</i>	
Sheet	1	of	1	<i>Attorney Docket Number</i>	<b>Mirus.040.01</b>

**U.S. PATENT DOCUMENTS**

Examiner Initials	Cite No.	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number – Kind Code			
		US-2001-0009904	07/26/2001	Wolff J. et al.	

**FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION**

Examiner Initials		Document Number	Publication Date	Country or Patent Office	Class	Sub Class	Transl.	
							yes	no

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials	Cite No.		T
		Song J et al. "Influence of Injection Site, Microvascular Pressure and Ultrasound Variables on Microbubble-mediated Delivery of Microspheres to Muscle." J. Am. Coll. Cardiol. 2002 Vol. 39 No. 4, p. 726-731.	

Examiner Signature		Date Considered	
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